

US DISTRICT COURT SOUTHERN DISTRICT OF ILLINOIS

Anthony Gay

Plaintiff

vs

Carol Blackman And Claudia Kuehigen

Defendants

No.

JAN - 7 2011

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS OFFICE

11-14-JPG

CAUSE OF ACTION FOR DELIBERATE INDIFFERENCE TO
SERIOUS MENTAL HEALTH NEEDS AND INTENTIONAL
INFILCTION OF EMOTIONAL DISTRESS

Now comes plaintiff Anthony Gay filing this cause of action "under imminent danger" for Deliberate Indifference to serious mental health needs and Intentional Infliction of Emotional distress (state tort claim) And states as follows:

(1) I, Anthony Gay am the plaintiff in this cause of action and was at all times pertinent an inmate in Tamms correctional center.

(2) The defendant Carol Blackman is a licensed social worker at Tamms correctional center and was at all times pertinent a licensed social ~~■■■■■~~ worker at Tamms correctional center.

(3) The defendant Claudia Kuehigen is a psychiatrist at Tamms correctional center and was at all times

plaintiff to a psychiatrist at truums correctional center.

COUNT I DELIBERATE INDIFFERENCE TO SERIOUS MENTAL HEALTH NEEDS

(4) The defendant Blackmon is aware that plaintiff frequently self-mutilates himself and is in need of a psychiatric evaluation.

(5) The Deliberate Indifference of the defendant Blackmon to the serious mental health needs of plaintiff is demonstrated by a series of incidents of mistreatment occurring closely together in time, and the defendant Blackmon refuses to refer plaintiff for a psychiatric evaluation.

(6) On May 11, [REDACTED] 2010 defendant Blackmon made lockdown rounds. The plaintiff informed defendant Blackmon he was becoming anxious and agitated and needed to see the psychiatrist because his anxiety was building up. He needed some medication. Defendant Blackmon refused to refer plaintiff to see the psychiatrist.

(7) On June 3, 2010 defendant Blackmon made lockdown rounds. The plaintiff informed Blackmon his anxiety was becoming overwhelming. He was on the verge

of cutting himself, he needs to see the psychiatrist. Defendant Blackman refused to refer plaintiff to see the psychiatrist.

(8) On June 7, 2010 plaintiff became extremely agitated, angry and nervous and cut his neck and testicles.

(9) On June 10, 2010 defendant Blackman made rounds. Plaintiff informed defendant Blackman he needs to see the psychiatrist about his anxiety. Defendant Blackman refused to refer plaintiff to see the psychiatrist.

(10) On June 17, 2010 defendant Blackman made weekly rounds. Plaintiff informed defendant Blackman he needs to see the psychiatrist about his anxiety. Defendant Blackman refused to refer plaintiff to see the psychiatrist.

(11) On June 22, 2010 defendant Blackman made weekly rounds. Plaintiff informed defendant Blackman about his anxiety problems and the medication Buspar helps plaintiff cope. Defendant Blackman stated, "you're not getting Buspar! Are you're not being referred to the psychiatrist!"

(12) On June 29, 2010 defendant Blackman made weekly rounds. Plaintiff informed defendant Blackman he needs to

see the psychiatrist about his anxiety and medication. Defendant Blackman refused to refer plaintiff to see the psychiatrist.

(13) on July 4, 2010 plaintiff became agitated and anxious and cut his inner thigh.

(14) on July 10, 2010 plaintiff became agitated and anxious and cut his upper thigh.

(15) on July 28, 2010 plaintiff became agitated and anxious and informed defendant Blackman he needs to see the psychiatrist; He was going to cut himself. Defendant Blackman smiled and stated, "Go for it."

(16) on August 8, 2010 the defendant Blackman made weekly rounds. Plaintiff requested to be referred to psychiatrist for his mental health issues. The defendant Blackman refused to refer plaintiff to the psychiatrist.

(17) on August 11, 2010 plaintiff informed defendant Blackman his anxiety was becoming overwhelming he needs to see the psychiatrist and that he was going to hurt himself because he was upset he didn't get to see his daughter. Defendant Blackman smiled and

stated, "Write her a letter," then walked off.

(18) on August 12, 2010 plaintiff inflicted a 5" cut on his right thigh and a 4" cut on his left hip requiring sutures.

(19) on August 26, 2010, plaintiff informed defendant Blackman he needed to see the psychiatrist to be evaluated to determine if medication would be appropriate to help him cope with his stress, Anger and anxiety. Defendant Blackman stated, "you're not seeing the psychiatrist. You can participate in correspondence class or nothing! take it or leave it!"

(20) on August 27, 2010 plaintiff cut his thigh and subsequently mutilated his ~~left~~ testicle, and tied it to the door.

(21) plaintiff is at a continuous risk to self-mutilate himself and a continuous risk to commit suicide.

COUNT II INTENTIONAL INFILCTION OF EMOTIONAL DISTRESS (State tort claim)

(22) plaintiff 18-alleges paragraphs 1[#] thru 21[#]

COUNT III DELIBERATE INDIFFERENCE TO SERIOUS MENTAL HEALTH NEEDS

(23) The plaintiff has not been examined, evaluated or assessed by the defendant Knutgian (psychiatrist) since March 2010.

(24) Over the past nine months - March 2010 thru December 2010 the plaintiff has self-mutilated himself, including cutting his neck, thighs and testicle. His self-mutilation has been severe. He has cut himself on his testicle and tied it to the door. The defendant Knutgian is well aware of plaintiff's self-mutilation.

(25) The plaintiff since April of 2010 has submitted multiple written request to be examined, evaluated and assessed by the defendant Knutgian (psychiatrist) which she has received and acknowledged but refuses to examine, evaluate or assess plaintiff.

(26) The plaintiff is at a continuous risk to self-mutilate himself and commit suicide and the defendant Knutgian is ~~grossly~~ maliciously and sadistically ignoring plaintiff's mental health needs.

COUNT IV INTENTIONAL INFILCTION OF
EMOTIONAL DISTRESS (state tort claim)

(27) Plaintiff, 18- Alleges paragraphs 23# thru 26#

RELIEF REQUESTED

A. That plaintiff be evaluated by an ~~an~~ independent
psychiatrist to determine his mental health needs.
(Injunctive relief)

B. That plaintiff be awarded compensatory and punitive
damages.

Respectfully

LSI hjj
Anthony C. Giorgi
8500 Supreme Court
Tribune, IL 60603

State of Illinois

AFFIDAVIT

I, Anthony Giorgi, being duly sworn under oath state
that I am the plaintiff in this cause of action
and state the contents thereof are true and correct
to the best of my knowledge.

LSI hjj

CERTIFICATE OF SERVICE

This certifies I sent the above instrument to the U.S. District Southern District Clerk of Court via mail on 1-8-11 and a copy to each defendant.

131 MM
Anthony Long Bileski
8500 Supermax road
Tenns. 3762933